

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

MATTHEW MERCER-KINSER,

Defendant.

Case No. 19-20772

Hon. TERRENCE G. BERG

**STIPULATION TO ADJOURN  
AND FINDING OF EXCLUDABLE DELAY**

The parties stipulate and agree that the plea cutoff of June 17, 2022, final pretrial conference of June 30, 2022 and the jury trial of July 19, 2022 be continued for approximately 90 days. Defendant has requested this adjournment because defendant needs additional time to review discovery, investigate the case, continue plea negotiations with the government, and prepare for trial if necessary. The government has no objection.

The parties stipulate and agree that based on these reasons, the ends of justice served by a continuance outweigh the best interests of the public and defendant in a speedy trial, and that the time from June 16, 2022 to October 12, 2022 should be excluded from the computation of time under the Speedy Trial Act, pursuant to 18 U.S.C. §3161(h)(7).

SO STIPULATED AND AGREED,

FOR THE UNITED STATES:

s/ Erin S. Shaw

ERIN S. SHAW

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FOR THE DEFENDANT:

s/ Kimberly Stout (with consent)

KIMBERLY STOUT

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Dated: June 21, 2022

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## ORDER

Upon this Court's consideration of the parties' stipulation to adjourn the plea cutoff, final pretrial conference and trial, and of the reasons provided by the parties for the exclusion of time under the Speedy Trial Act, and the Court being fully advised of its premises;

**IT IS HEREBY ORDERED** that the following dates are continued as follows:

**Plea Cutoff** **September 9, 2022**

**Final Pre-trial Conference      September 29, 2022 at 10 am**

**Trial** **October 12, 2022 at 9 am**

**IT IS FURTHER ORDERED** that the time period from June 17, 2022 through October 12, 2022 shall be deemed excludable delay under the provisions of the Speedy Trial Act, 18 U.S.C §3161(h)(7). This Court finds that because defendant needs additional time to review discovery, investigate the case, continue plea negotiations with the government,

and prepare for trial if necessary, the ends of justice served by this delay outweigh the best interests of the defendant and the public in a speedy trial.

**IT IS SO ORDERED.**

/s/Terrence G. Berg

**Hon. Terrence G. Berg**  
**United States District Judge**

Dated: June 24, 2022